

WILMERHALE

January 10, 2014

Fraser L. Hunter, Jr.

The Honorable Laura Taylor Swain  
United States District Judge  
Southern District of New York  
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Re: FDIC as Receiver for Citizens National Bank & Strategic Capital Bank v. Bear Stearns  
Asset Back Securities I LLC et al., No. 12-cv-4000 (LTS)

Dear Judge Swain:

We represent Defendants Merrill Lynch Mortgage Investors, Inc.; Merrill Lynch Mortgage Capital, Inc.; and Merrill Lynch, Pierce, Fenner & Smith Inc. in the above-referenced action. We write to request that the status conference currently scheduled for 10:30 a.m. on January 17, 2014 be adjourned to a date that is convenient for the Court. The other Defendants join in this request. We are informed by Plaintiff that it takes no position on the matter.

Thank you for your consideration.

Respectfully submitted,

s/ Fraser L. Hunter, Jr.  
Fraser L. Hunter, Jr.